

IN THE UNITED STATES DISTRICT COURT FOR THE  
EASTERN DISTRICT OF VIRGINIA

Alexandria Division

UNITED STATES OF AMERICA	)	
	)	
v.	)	No. 1:04cr421
	)	
ALICE JIA,	)	
a/k/a Hong Li Jia	)	
	)	
Defendant	)	

STATEMENT OF FACTS

The United States and the defendant agree that had this matter proceeded to trial, the United States would have proven the following facts beyond a reasonable doubt:

1. The defendant, ALICE JIA, is a native and citizen of the People's Republic of China and makes no claim to United States citizenship.
2. From 1995 through approximately October 2002, the defendant was an employee of U.S. Eagle, Inc., a company owned by George Tsui and located in Vienna, Virginia. From at least April 2000 through at least August 2004, Tsui and U.S. Eagle, Inc., were in the business of aiding aliens from the People's Republic of China and elsewhere to immigrate to the United States. In return for these services, Tsui and U.S. Eagle, Inc., charged their alien clients substantial fees.
3. Global Recruitment and Immigration Services, Inc. (Global) was an entity engaged in providing immigration-related services to aliens seeking to obtain alien registration receipt cards, commonly known as "green cards," to enter or remain in the United States. Global was owned by Naran S. Ivanchukov and was located in Falls Church, Virginia.

4. An alien seeking to immigrate to the United States may obtain an immigrant visa in order to perform skilled or unskilled labor in the United States. If approved, this employment-based visa allows the alien to come to the United States and to apply for lawful permanent residence. In order to apply for such a visa, however, an alien must first obtain a formal certification from the Secretary of Labor that (a) there are insufficient U.S. workers qualified to do the work contemplated and (b) the employment of the alien would not adversely affect the wages and working conditions of U.S. workers similarly employed.

5. The Department of Labor does not permit an alien to apply for a labor certification on his or her own. Rather, the Department requires the alien's prospective employer to file an Application for Alien Employment Certification, officially known as a Department of Labor form ETA 750, on behalf of the alien. This application has to be completed and signed under penalty of perjury by both the prospective employer and the alien. In part A of the application, the employer represents that the employer has a specific job to fill; describes the nature, location, terms, and requirements of the job; and lists the name, address, and immigration status of the alien seeking the job. In part B of the application, the alien lists his name, address, biographic information, and immigration status; describes his experience and qualifications for the job the employer was offering; and represents that he is willing and qualified to accept the job.

6. The defendant and her co-conspirators at U.S. Eagle and Global referred to employers who filed Applications for Alien Employment Certification on behalf of aliens as "sponsors."

7. From at least in or about April 2000 through at least in or about October 2002, in the Eastern District of Virginia, the defendant knowingly and unlawfully conspired with Tsui,

Ivanchukov, and others from U.S. Eagle, Global, and elsewhere to commit immigration fraud and to make false statements. In particular, the defendant and her follow conspirators knowingly and unlawfully agreed to prepare false ETA 750 applications and to present those same applications to the U.S. Department of Labor in the Eastern District of Virginia and elsewhere.

8. In furtherance of this conspiracy, the defendant and Tsui and their co-conspirators at U.S. Eagle, Global, and elsewhere created and obtained fraudulent verifications of employment (VOEs) from the People's Republic of China and elsewhere falsely to show that the aliens had certain job experience that was required to obtain approval of their ETA 750 applications and other immigration petitions. These fraudulent VOEs were then provided to Ivanchukov and Michelle I. Pappadakis and other co-conspirators at Global to be submitted in support of ETA 750 applications and other immigration documents.

9. For the purposes of this statement of facts, the defendant acknowledges (a) that she and her co-conspirators prepared and filed one hundred or more fraudulent ETA 750 applications; (b) that these same applications contained false statements that were material to their adjudication; (c) that an ETA 750 application is an application required by the immigration laws and the regulations prescribed thereunder; (d) that the Department of Labor is a department within the executive branch of the United States; and (e) that an alien convicted of a violation of Title 18, United States Code, Sections 371 and 1546(a), is subject to removal from the United States under Title 8, United States Code, Section 1227(a)(3)(B)(iii).

10. This statement of facts includes those facts necessary to support the plea agreement between the defendant and the United States. It does not include each and every fact

known to the defendant or the United States, and it is not intended to be a full enumeration of all of the facts surrounding the defendant's case.

11. The actions of the defendant as recounted above were in all respects knowing and deliberate, and were not committed by mistake, accident, or other innocent reason.

Respectfully submitted,

PAUL J. McNULTY  
UNITED STATES ATTORNEY

By:

James P. Gillis  
Assistant United States Attorney

After consulting with my attorney and pursuant to the plea agreement entered into this day between the defendant and the United States, I hereby stipulate that the above Statement of Facts is true and accurate, and that had the matter proceeded to trial, the United States would have proven the same beyond a reasonable doubt.

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ALICE JIA  
Defendant

I am the defendant's attorney. I have carefully reviewed the above Statement of Facts with the defendant. To my knowledge, the defendant's decision to stipulate to these facts is an informed and voluntary one.

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Jennifer Kerkhoff  
Counsel for the Defendant